

Form 3

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

Petition for permission to make a major change in crossing
protection, or to install new protection under 92 Illinois
Administrative Code 1535.400 (d)

Date: February 6, 2008

To the Illinois Commerce Commission:

The petitioner **Iowa Chicago & Eastern Railroad** shows

- (1) That it is a railroad company operating a line of railroad in the State of Illinois.
- (2) That petitioner proposes and hereby makes application for authority to make a major change in crossing protection, or to install new warning devices, under 92 Illinois Administrative Code 1535.400 (d) adopted by this Commission.
- (3) That the location of the crossing, the nature of existing warning devices now established and proposed warning devices to be established, and other pertinent facts in connection therewith, are set forth in the statement attached to and forming part of this petition.
- (4) That petitioner's reasons and purpose, with reference to its said proposal are
In compliance to Commission Order under DOT Project RRP-0037(042), Installation of improvements at the CH26 (Five Points Road) highway-rail grade crossing of the Iowa, Chicago & Eastern Railroad Company's track in the Village of Kingston, DeKalb County, Illinois, by the company.
- (5) That the facts set forth in this petition and in the statement and plans or plats attached thereto, are, all of them, true and correct to the best of petitioner's knowledge and belief.

WHEREFORE, the petitioner prays that the Commission will, if deemed desirable by the Commission, set the aforesaid matter for hearing, and that the Commission enter an order or adopt a resolution consenting to and granting authority for the making of the said proposed changes in or additions to crossing protection.

Iowa Chicago & Eastern Railroad

By

Beth A. Lynn
Office Engineer
605 782-1550

Brian Donahoe

(Attorney for Petitioner)

100 N. Phillips Ave.
Sioux Falls, SD 57104

(Attorney's Address)

Statement, attached to and part of an application for permission to make a major change in crossing protection or to install new protection, under 92 Ill. Adm. Code 1535.400(d).

1. Name of Railroad Company Iowa Chicago & Eastern Railroad
2. Crossing Number & Railroad Milepost DOT #372296C / MP 62.72
3. Village or City Kingston
4. Name of Street or Highway CH26 – Five Points Road
5. Public Agency Maintaining Highway DeKalb County
6. Existing warning devices now established: (Provide a full description.)
Flashing Light Signals
7. Proposed warning devices desired: (Provide a full description.)
Crossing gates and new circuitry for train activated warning devices
8. Number of main tracks 1 Other tracks NA
9. Number of passenger train movements: 6 a.m. to 6 p.m. NA 6 p.m. to 6 a.m. NA
10. Number of freight train movements: 6 a.m. to 6 p.m. 2 6 p.m. to 6 a.m.
11. Approximate number of switch movements: 6 a.m. to 6 p.m. 2 6 p.m. to 6 a.m.
12. Maximum speed of trains at crossing on each track in each direction
Track 1 N/E Bound 25 mph S/W Bound 25 mph
Track 2 N/E Bound mph S/W Bound mph
Track 3 N/E Bound mph S/W Bound mph
13. Passenger platforms served by tracks within the limits of track circuits, if any NA
14. Where automatic signals or gates are proposed, approximately number of train or engine movements daily which would cause false indications or operation 2

15. Nature and approximate amount of street or highway traffic over crossing

16. In addition to the information listed hereinbefore in Form 3, attach a track plan or plat of the proposed crossing. This plan should show:

- (a) Width and surface of highway.
- (b) Highway intersections (including private driveways to be so indicated) and location of established highway signs or signals within 100 feet of crossing.
- (c) Location of tracks, switches and other railroad facilities such as block signals, etc. within limits of track circuits, present and/or proposed.
- (d) Where automatic protection is proposed, show proposed location of signals (sidelights, cantilevers, etc., if any).
- (e) Show the length of each operation track section within the control limits of the crossing protection and its function.

ADDITIONAL INFORMATION

VERIFICATION

I, **Beth A. Lynn**, first being duly sworn upon oath depose and say that I am **Office Engineer** of **Iowa Chicago & Eastern Railroad**, a **South Dakota** corporation; that I have read the above and foregoing petition by me subscribed and know the contents thereof; that said contents are true in substance and in fact, except as to those matters stated upon information and belief, and as to those, I believe same to be true.

Office Engineer